



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 5

77 WEST JACKSON BOULEVARD  
CHICAGO, IL 60604-3590

Deborah  
E.2  
US EPA RECORDS CENTER REGION 5



550850

AUG 16 1994

REPLY TO THE ATTENTION OF:  
HSE-5J/EERB

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

RE: Orbitron Industries, Inc.  
901 South Main Street, Delphos, Ohio  
General Notice of Potential Liability

Dear Sir or Madam:

The United States Environmental Protection Agency (USEPA) has documented the release or threat of release of hazardous substances, pollutants and contaminants into the environment from the above-referenced facility, and is planning to spend public funds to investigate and control these releases. This action will be taken by USEPA pursuant to the Comprehensive Environmental Response, Compensation and Liability Act of 1980, 42 U.S.C. §9601 et seq. (CERCLA), as amended by the Superfund Amendments and Reauthorization Act of 1986, Pub. L. No. 99-499, 100 Stat. 1613 (1986) (SARA), unless USEPA determines that such action will be done properly by a responsible party or parties. Responsible parties under CERCLA include the current and former owners and operators of the facility, persons who generated the hazardous substances, and persons who were involved in the transport, treatment or disposal of the hazardous substances at the facility. Under Section 107(a) of CERCLA, where USEPA uses public funds towards the cleanup of the hazardous substances, responsible parties are liable for all costs associated with the removal or remedial action and all other necessary costs incurred in cleaning up the facility, including investigation, planning and enforcement costs.

USEPA is currently planning to conduct the following actions at the above-referenced facility:

1. Develop and implement a site health and safety plan.
2. Establish site security. Restrict access to drum storage areas.

3. Identify, inventory, and characterize all drums, containers, tanks, transformers, and associated contaminated soil for all hazardous substances, pollutants, and contaminants contained therein.

4. Stabilize and dispose of off-site all drums, containers, tanks, transformers, and associated contents, and associated contaminated soil containing hazardous substances, pollutants, and contaminants.

USEPA has received information that your organization may have owned or operated the facility or generated or transported hazardous substances that were disposed of at the facility. By this letter, USEPA notifies you of your potential liability with regard to this matter and encourages you, as a potentially responsible party, to agree to reimburse USEPA for costs incurred to date and to voluntarily perform or finance the response activities which USEPA has determined or will determine are required at the facility. USEPA is willing to discuss with you the entry of an appropriate administrative consent order under which you would perform or finance response activities and reimburse USEPA for its costs. If a consent order cannot be promptly concluded, USEPA may issue a unilateral order under Section 106 of CERCLA, requiring you to perform specified work. Under Sections 106 and 107 of CERCLA, you may be liable for reimbursement of USEPA's costs, for statutory penalties, and for treble damages for noncompliance with such an order.

Because of the conditions described above, USEPA believes that response activities at the site must be initiated as quickly as possible. Therefore, USEPA does not intend to utilize the special notice procedures available under Section 122(e) of CERCLA.

As a potentially responsible party, you should notify USEPA in writing within seven (7) days of receipt of this letter of your willingness to perform or finance the activities described above and to reimburse USEPA for its costs. Your response should be sent to:

Debora Dawley  
USEPA - Region 5  
Emergency Support Section HSES-5J  
77 West Jackson Boulevard  
Chicago, Illinois 60604

If USEPA does not receive a timely response, USEPA will assume that your organization does not wish to negotiate a resolution of its potential responsibility in connection with the facility and that your organization has declined any involvement in performing the response activities.

Your response should indicate the appropriate name, address and telephone number for further contact with you. If you are already involved in discussions with State or local authorities or involved in a lawsuit regarding this facility, you may continue such activities as you see fit. This letter is not intended to advise you or direct you presently to restrict or discontinue any such activities already underway; however, you are advised to report the status of those discussions or actions in your response to this letter and to provide a copy of your response to any other parties involved in those discussions or actions.

If you need further information regarding this letter, you may contact Michael Anastasio, of the USEPA Office of Regional Counsel at (312) 886-7951.

Due to the nature of the problem at this facility and the attendant legal ramifications, USEPA strongly encourages you to submit a written response within the time frame specified herein. We hope you will give this matter your immediate attention.

Sincerely yours,

A handwritten signature in cursive script that reads "Richard C. Karl".

Richard C. Karl, Chief  
Emergency & Enforcement Response Branch

**LIST OF ORBITRON SITE PRPs AND GENERAL NOTICE RECIPIENTS**

Mr. Thomas Cooper  
c/o Orbitron Industries, Inc.  
4101 Edison Lakes Parkway, Suite 160  
Mishawaka, IN 46545

Orbitron Industries, Inc.  
4101 Edison Lakes Parkway, Suite 160  
Mishawaka, IN 46545

Bobick, Inc.  
4101 Edison Lakes Parkway, Suite 160  
Mishawaka, IN 46545

Madison Technology, Inc. (or MTI)  
4101 Edison Lakes Parkway, Suite 160  
Mishawaka, IN 46545

Mr. Scott Lefky  
c/o Gerald L. Jenkins, Esq.  
Goldberg, Kohn, Bell, Black,  
Rosenbloom & Moritz, Ltd.  
Suite 3700  
55 E. Monroe  
Chicago, IL 60603



Is your RETURN ADDRESS completed on the reverse side?

**SENDER:**

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

Article Addressed to:  
Mr. Scott Lefky  
C/O Gerald L. Jenkins, Esq.  
Goldberg, Kohn, Bell, Black,  
Rosenbloom & Moritz, Ltd.  
Suite 3700  
55 E. Monroe  
Chicago, IL 60603

4a. Article Number  
P 851 381 250

4b. Service Type  
☐ Registered ☐ Insured  
☒ Certified ☐ COD  
☒ Express Mail ☐ Return Receipt for Merchandise

7. Date of Delivery  
8/18/94

5. Signature (Addressee)  
*Mr. Scott Lefky*

8. Addressee's Address (Only if requested and fee is paid)

6. Signature (Agent)

Thank you for using Return Receipt Service.

Is your RETURN ADDRESS completed on the reverse side?

**SENDER:**

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:  
Orbitron Industries, Inc.  
4101 Edison Lakes Parkway, Suite 160  
Mishawaka, IN 46545

4a. Article Number  
P 851 381 247

4b. Service Type  
☐ Registered ☐ Insured  
☒ Certified ☐ COD  
☐ Express Mail ☐ Return Receipt for Merchandise

7. Date of Delivery

5. Signature (Addressee)  
*Keith Jackson*

8. Addressee's Address (Only if requested and fee is paid)

6. Signature (Agent)

Thank you for using Return Receipt Service.

P 851 381 243



**Receipt for Certified Mail**

No Insurance Coverage Provided  
Do not use for International Mail  
(See Reverse)

Mr. Scott Lefky  
c/o Gerald L. Jenkins, Esq.  
Goldberg, Kohn, Bell, Black, R  
& Moritz, Ltd.  
55 E. Monroe, Suite 3700  
Chicago, IL 60603 1.81

Certified Fee	1.80
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	1.00
Return Receipt Showing to Whom, Date, and Addressee's Address	
TOTAL Postage & Fees	\$ 3.81
Postmark or Date	

PS Form 3800, JUNE 1991 DAWLEY CASES-ST



P 851 381 242



# Receipt for Certified Mail

No Insurance Coverage Provided  
Do not use for International Mail  
(See Reverse)

Mr. Thomas Cooper  
c/o Orbitron Industries, Inc.  
4101 Edison Lakes Parkway, Suite  
Mishawaka, IN 46545 160

Postage	\$ 1.21
Certified Fee	1.00
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	1.00
Return Receipt Showing to Whom, Date, and Addressee's Address	
TOTAL Postage & Fees	\$ 3.21
Postmark or Date	

DAWLEY CHSES-53  
PS Form 3800, JUNE 1991



P 851 381 246



# Receipt for Certified Mail

No Insurance Coverage Provided  
Do not use for International Mail  
(See Reverse)

Orbitron Industries, Inc.  
4101 Edison Lakes Parkway, Su  
Mishawaka, IN 46545

Postage	\$ 1.21
Certified Fee	1.00
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	1.00
Return Receipt Showing to Whom, Date, and Addressee's Address	
TOTAL Postage & Fees	\$ 3.21
Postmark or Date	

DAWLEY CHSES-53  
PS Form 3800, JUNE 1991



ated on the reverse side?

## SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- ☐ Addressee's Address
- ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

Mr. Thomas Cooper  
C/O Orbitron Industries, Inc.  
4101 Edison Lakes Parkway, Suite 160  
Mishawaka, IN 46545

4a. Article Number

P 851 381 251

4b. Service Type

- ☐ Registered ☐ Insured  
☒ Certified ☐ COD  
☐ Express Mail ☐ Return Receipt for Merchandise

7. Date of Delivery

5. Signature (Addressee)

6. Signature (Agent)

8. Addressee's Address (Only if requested and fee is paid)

Is your RETURN ADI

PS Form 3811, December 1991 ☆ U.S.G.P.O. : 1992-307-530

DOMESTIC RETURN RECEIPT

Thank you for using Return Receipt Service.



P 851 381 244



# **Receipt for Certified Mail**

No Insurance Coverage Provided  
Do not use for International Mail  
(See Reverse)

Madison Technology, Inc. (MTI)  
4101 Edison Lakes Parkway, S  
Mishawaka, IN 46545

Postage	\$ 1.21
Certified Fee	1.08
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	1.00
Return Receipt Showing to Whom, Date, and Addressee's Address	
<b>TOTAL Postage &amp; Fees</b>	<b>\$ 3.29</b>
Postmark or Date	

PS Form 3800, JUNE 1991

Printed on the reverse side?

## **SENDER:**

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- ☐ Addressee's Address
- ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

4a. Article Number

P 851 381 249

Madison Technology, Inc. (Or MTI)  
4101 Edison Lakes Parkway, Suite 160  
Mishawaka, IN 46545

4b. Service Type

- ☐ Registered ☐ Insured  
☒ Certified ☐ COD  
☐ Express Mail ☒ Return Receipt for Merchandise

7. Date of Delivery

5. Signature (Addressee)

*Kath Jackson*

6. Signature (Agent)

8. Addressee's Address (Only if requested and fee is paid)

Is your RETURN ADDRESS printed on the reverse side?

PS Form 3811, December 1991 ☆ U.S.G.P.O. : 1992-307-530

**DOMESTIC RETURN RECEIPT**

Thank you for using Return Receipt Service.



P 851 381 245



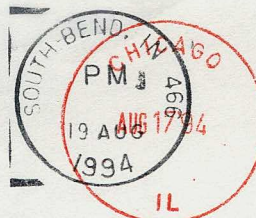
# Receipt for Certified Mail

No Insurance Coverage Provided  
Do not use for International Mail  
(See Reverse)

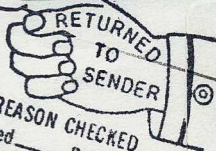
PS Form 3800, JUNE 1991  
DOWLEY (HSES-5J)

Bobick, Inc.  
4101 Edison Lakes Parkway, Suite 160  
Mishawaka, IN 46545

Postage	\$ 1.21
Certified Fee	1.00
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	1.00
Return Receipt Showing to Whom, Date, and Addressee's Address	
TOTAL Postage & Fees	\$ 3.21
Postmark or Date	



Business  
Private Use



Bobick, Inc.  
4101 Edison Lakes Parkway, Suite 160  
Mishawaka, IN 46545

REASON CHECKED  
☐ Unclaimed  
☒ Attempted-Not known  
☐ Insufficient Address  
☐ No such street number  
☐ No such office in state  
☐ Do not remail in this envelope

ATT. UNK.